

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

**DONNA CURLING, ET AL.,
Plaintiffs,**

v.

**BRAD RAFFENSPERGER, ET AL.,
Defendants.**

Civil Action No. 1:17-CV-2989-AT

**PLAINTIFFS' CONSENT MOTION TO AMEND ORDER DIRECTING
TRANSFER OF ELECTRONIC EQUIPMENT**

Curling Plaintiffs and Coalition Plaintiffs, with express consent of the State Defendants and without noted objection of the Fulton County Defendants, respectfully request that the Court amend its Order of September 2, 2020 (Dkt. No. 858) (the "Order") to permit Plaintiffs to record video (without sound) of their inspection continuously, but without an independent court videographer, and in support thereof, state as follows:

1. Pursuant to this Court's Order, on September 4, 2020, the Fulton County Defendants provided Plaintiffs with those certain items needed for testing as described in the Georgia Secretary of State's Logic and Accuracy Procedures and as named in the Order.

2. Plaintiffs complied with the Order's direction to arrange for all testing to be video (without sound) recorded continuously by an independent court videographer, at Plaintiffs' expense, and to make the entire video available to Defendants no later than 9:00 a.m. on September 10, 2020, before the commencement of the scheduled preliminary injunction hearing.

3. To date, Curling Plaintiffs have incurred over \$30,000 in independent court videographer expenses connected to their inspection.

Wherefore, Plaintiffs, with State Defendants' express consent,¹ respectfully request that the Court revise the Order by adding the following paragraph between subsections 3 and 4 of the Order:

3.1. As of March 17, 2021, Plaintiffs shall arrange for all testing to be video (without sound) recorded continuously with a continuous display to include the date, hour, minute, and second of recording by Plaintiffs' counsel or those directly under Plaintiffs' counsel's supervision at the office of Krevolin & Horst, LLC.

¹ Curling Plaintiffs asked for consent from Defendants to the relief requested in this Consent Motion on March 8, 2021 and circulated a draft Consent Motion on March 11, which State Defendants approved after minor revisions. To date, Fulton County Defendants have not objected or otherwise responded to the request.

For the foregoing reasons, Plaintiffs respectfully request that the Court grant this Consent Motion and issue an order as requested herein. A proposed order is attached for the Court's convenience.

Respectfully submitted, this 17th day of March 2021.

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CERTIFICATE OF COMPLIANCE

I hereby certify that the foregoing document has been prepared in accordance with the font type and margin requirements of LR 5.1, using font type of Times New Roman and a point size of 14.

Adam M. Sparks

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CERTIFICATE OF SERVICE

I hereby certify that on March 17, 2021, a copy of the foregoing
**PLAINTIFFS' CONSENT MOTION TO AMEND ORDER DIRECTING
TRANSFER OF ELECTRONIC EQUIPMENT** was electronically filed with
the Clerk of Court using the CM/ECF system, which will automatically send
notification of such filing to all attorneys of record.

Adam M. Sparks

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